

1
2
3 District Judge Tana Lin
4
5
6
7
8
9
10
11

12 UNITED STATES DISTRICT COURT
13 WESTERN DISTRICT OF WASHINGTON AT SEATTLE
14

15 AMANUEL CHURUM,
16

17 Plaintiff,

18 v.
19

20 UR M. JADDOU,
21

22 Defendant.
23

24 NO. 2:23-CV-00784-TL
25

26 STIPULATED MOTION TO HOLD CASE
27 IN ABEYANCE AND [PROPOSED]
28 ORDER
29

30 NOTED FOR HEARING:
31 OCTOBER 19, 2023
32

33 Plaintiff and Defendant, by and through their counsel of record, pursuant to Federal Rule
34 of Civil Procedure 6 and Local Rules 7(d)(1), 10(g) and 16, hereby jointly stipulate and move to
35 stay these proceedings for an additional thirty to sixty days.
36

37 Plaintiff brings this case pursuant to the Administrative Procedure Act and Mandamus Act
38 seeking an order compelling the U.S. Citizenship and Immigration Services (“USCIS”) to
39 adjudicate the Form I-730, Refugee/Asylee Relative Petition, that Plaintiff filed on behalf of the
40 beneficiary, Bana Gebrezgi, in 2018. On August 8, 2023, the Parties jointly stipulated and moved
41 to stay the proceedings for sixty days, and the Court granted the motion the same day, ordering a
42 joint status report to be filed on or before October 9, 2023. *See* Dkt. Nos. 9, 10. On October 6,
43 2023, Defendant filed her Answer to the Complaint. Dkt. No. 15. On October 9, 2023, the Parties
44
45

STIPULATED MOTION TO HOLD CASE IN ABEYANCE
AND [PROPOSED] ORDER

GORDON
TILDEN
THOMAS
CORDELL | 600 University Street
Suite 2915
Seattle, WA 98101
206.467.6477

1 submitted a Joint Status Report which stated that the Parties had agreed to meet and confer on
 2 Wednesday, October 11, 2023 and would follow with a Joint Status Report with a Proposed Case
 3 Schedule. At that meeting, Defendant informed Plaintiff that USCIS expects to interview the
 4 beneficiary of his Form I-730 on or around November 16, 2023.
 5
 6

7 In light of this information, the Parties have agreed to jointly stipulate and request that the
 8 Court say the proceedings for a minimum of an additional thirty days, up to sixty days if the
 9 interview with the beneficiary is scheduled within the initial thirty days. If the Court is amenable
 10 to this proposal, the Parties would submit a joint status report on or before November 20, 2023,
 11 informing the Court that the interview has been scheduled, at which point the stay could
 12 automatically continue until Monday, December 18, 2023.
 13
 14

15 Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706
 16 (1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to
 17 control the disposition of the causes on its docket with economy of time and effort for itself, for
 18 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.
 19 P. 1. There is good cause for the requested stay. USCIS expects to interview the beneficiary on
 20 or around November 17, 2023. Following that interview, USCIS typically needs additional time
 21 to process the Form I-730 petition.
 22
 23

24 Accordingly, the parties jointly stipulate and request that the Court stay these proceedings
 25 until at least November 20, 2023, and until December 18, 2023 if the interview with Ms. Gebrezgi
 26 is scheduled on or before November 20, 2023.
 27
 28

29
 30
 31
 32
 33
 34
 35
 36
 37
 38
 39
 40
 41
 42
 43
 44
 45
 STIPULATED MOTION TO HOLD CASE IN ABEYANCE
 AND ~~PROPOSED~~ ORDER

GORDON
 TILDEN
 THOMAS
 CORDELL | 600 University Street
 Suite 2915
 Seattle, WA 98101
 206.467.6477

DATED this 19th day of October, 2023.

GORDON TILDEN THOMAS & CORDELL LLP

Attorneys for Plaintiff

By s/ Franklin D. Cordell

Franklin D. Cordell, WSBA #26392

Katherine S. Wan, WSBA #58647

600 University Street, Suite 2915

Seattle, Washington 98101

206.467.6477

fcordell@gordontilden.com

kwan@gordontilden.com

COVINGTON & BURLING LLP

Attorneys for Plaintiff

Gerald Hodgkins (*pro hac vice*)

Maura Sokol (*pro hac vice*)

850 Tenth Street, NW

Washington, DC 20001

Telephone: (202) 662-5263

ghodgkins@cov.com

msokol@cov.com

TESSA M. GORMAN

Acting United States Attorney

s/ Michelle R. Lambert

MICHELLE R. LAMBERT, NYS #4666657

Assistant United States Attorney

United States Attorney's Office

1201 Pacific Avenue, Suite 700

Tacoma, Washington 98402

Phone: 206-428-3824

Email: michelle.lambert@usdoj.gov

Attorneys for Defendants

~~[PROPOSED]~~ ORDER

The parties having stipulated and agreed, it is hereby so ORDERED. The Parties shall file a joint status report on or before November 20, 2023. If the Parties inform the Court that Ms. Gebrezgi's interview has been scheduled on or before November 20, 2023, the stay will continue until December 18, 2023.

DATED this 20th day of October 2023.



Tana Lin
United States District Judge

**STIPULATED MOTION TO HOLD CASE IN ABEYANCE
AND ~~PROPOSED~~ ORDER**

GORDON 600 University Street
TILDEN Suite 2915
THOMAS Seattle, WA 98101
CORDELL 206.467.6477